IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 9th day of February, 2005
Bail application no. 703 of 2004
With
Bail application No. 682 of 2004

Order on Bail Application of accused

CRIMINAL SIDE

Babu Bhai S/o Master Majeed
R/o Near Bhakhara River, Bilaspur
District – Rampur (U.P.) .... Applicant

Versus

State of Uttaranchal ... Opposite Party

Arising out of case crime No. 661 of 2004
U/Ss 373/368/363/366/376 I.P.C.
Police Station Rudrapur.
District - Udham Singh Nagar

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 661 of 2004, U/Ss 373/368/363/366/376 I.P.C., Police Station Rudrapur, District - Udham Singh Nagar.

Heard Sri Dharam Veer – Senior Advocate, learned counsel for the applicant, learned A.G.A. and perused the record.

The record shows that the F.I.R. has been lodged after a period of about 9 months. The prosecutrix Km. Usha has stayed with the accused at several places likes Bilaspur and Varanasi but at any stage she did not make any complaint to anyone. The co-accused Sahid Rajja whose role is similar has been granted bail by this court vide order dated 02.02.2005.

The applicant, Babu Bhai is also entitled for bail on the ground of parity at this stage.

Let the applicant, Babu Bhai be released on bail on executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

February 9, 2005 **(B.C. Kandpal, J.)**
Shiv